

Drainage Board met in their regular meeting place in the Rush County Courthouse on July 19, 2010 at 10:00 a.m. with the following present: Marvin L. Cole, T.H. Barnes, Ken Masters, members; Leigh Morning, Board attorney; Marvin L. Rees, Surveyor; Michele Gordon, secretary.

Minutes of the previous meeting were approved and signed by motion of Masters, with a 2<sup>nd</sup> by Barnes.

#### WYCOFF/GLIDDEN/GOLDMAN OPEN AND SAM YOUNG TILE

The Surveyor is recommending raising the maintenance assessment on the Wycoff/Glidden/Goldman to \$6.00 an acre. He is also recommending raising the maintenance assessment on the Sam Young Tile to \$15.00 an acre. He said this would help alleviate the negative balance in each account and also cover the interest on the loans for the reconstruction projects on both of these drains. A motion was made by Barnes, with a 2<sup>nd</sup> by Masters, to set a hearing date for August 16, 2010. The Wycoff hearing would be set for 10:15 a.m. and the Young hearing would be set for 10:30 a.m. Motion carried. The Surveyor will draft a letter to include with the hearing notice explaining the increase in assessments.

#### JABEZ REDDICK TILE #1 & #2

The Surveyor updated the Board on the progress of this project.

#### COLLYER/KEHL/WILKINSON

The Surveyor is recommending raising the maintenance assessment to \$10.00 an acre. A motion was made by Barnes, with a 2<sup>nd</sup> by Masters, to set a hearing for August 30, 2010 at 10:15 a.m. Motion carried.

#### JAMES CASSIDY TILE

The Surveyor presented his report for a proposed reconstruction of this tile. The cost will be quite large since this is a small watershed. A motion was made by Masters, with a 2<sup>nd</sup> by Barnes, to have the Surveyor contact the landowners about the potential cost and see if they still want to proceed with the reconstruction process. Motion carried.

#### HENRY SCHRADER TILE – HEARING

The hearing was called to order. Interested parties present can be found on a list in the file in the Surveyor's office. The Surveyor gave his reconstruction report which can also be found in the file in his office. Bill Smith asked the Board if they would consider continuing the hearing so he can do more research on his share of the cost of this project. A motion was made by Barnes, with a 2<sup>nd</sup> by Masters, to continue the hearing until August 30, 2010 at 10:30 a.m. Motion carried.

#### RUSH COUNTY STORM DRAINAGE POLICY

Margaret Young is requesting a waiver and the Surveyor is recommending that the Board approve the waiver. A motion was made by Barnes, with a 2<sup>nd</sup> by Masters, to approve the waiver. Motion carried.

#### BLOUNT-FLETCHER TILE – HEARING

The hearing was called to order. Interested parties present can be found on a list in the file in the Surveyor's office. The Surveyor gave his reconstruction report which can also be found in the file in his office. He read the few letters of remonstrance he had received and gave his responses to these objections. These are also found in the file in his office. These letters represent less than 6% of the total acres in the watershed. The Surveyor then reported that the cost of the entire project could be less if a portion of the current tile was turned into an open drain. The construction of an open drain would be considerably less than putting in the proposed 30" tile.

Mr. Yager was the first to speak and asked that the Board consider including some private tile as part of the county regulated drain and possibly reconstruct part of this tile in addition to the proposed reconstruction. Mr. Yager was told that he would have to submit a petition to the Board requesting them to accept this private tile as a county tile. He said he would be more than happy to do so. The Board then hesitated in making any decisions because this new development could change the estimated cost of the project. Mr. Schwering and Mr. Sumerford then asked if the Board would at least make a decision concerning the construction of the open portion of this proposal so they could submit the needed paperwork at the NRCS office. The structure that would need to be constructed if the open portion is done would be eligible for some funding through the NRCS office which would also help lower the cost of the open portion of the proposed reconstruction. More discussion followed and more questions were asked and answered. A motion was then made by Barnes, with a 2<sup>nd</sup> by Masters, to approve the construction of the open portion of the drain and to continue the hearing until a future date to allow time for the petition to be filed and a new estimate to be drawn up. Motion carried. The landowners will receive a new notice with the date and time of the continued hearing and the new estimate per acre for the proposed reconstruction. A motion was then made by Masters, with a 2<sup>nd</sup> by Barnes, to close this portion of the hearing.

JOHN LAWLESS TILE – CONTINUED HEARING

Mr. McDivitt thanked the Board for allowing him the opportunity to talk with his neighbors and hopefully get an agreement with them to do this project privately. He said he had no luck in that matter and he was turning the issue back over to the Board. The Surveyor recommends that a new structure be constructed, that the current tile be reconstructed to the Rush/Fayette county line, and to construct a 10” arm across the McDivitt property at an estimated cost of \$135.00 per acre. A motion was made by Barnes, with a 2<sup>nd</sup> by Masters, to follow the Surveyor’s recommendations. Motion carried. A motion was then made by Barnes, with a 2<sup>nd</sup> by Masters, to close the hearing. Motion carried.

FRALEY/WILKER – MUTUAL DRAIN

The Surveyor stated that he had been presented with a petition asking for help with the flooding issues within this watershed. The City of Rushville has also been presented with this same petition. A motion was made by Barnes, with a 2<sup>nd</sup> by Masters, instructing the Surveyor to contact the Mayor and come up with a date when he and a couple of the city council members can attend a Drainage Board meeting. The Surveyor will then inform the Board of that date and a meeting will be held to discuss the petition. Motion carried.

There being no further business to come before the Board a motion was made by Masters, with a 2<sup>nd</sup> by Barnes, to adjourn the meeting. Motion carried.

<hr/> Marvin L. Cole	<hr/> T.H. Barnes	<hr/> Ken Masters
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